Docket No. MJA-27202/03

## Declaration and Power of Attorney For Patent Application English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

## RESPIRATORY ANALYZER FOR EXERCISE USE

the specification of whi	ch		
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(check one)			
is attached hereto.			
was filed on	<del></del>	as United States Application No.	or PCT International
Application Numbe	r		
and was amended	on		
		(if applicable)	
<del>-</del>		derstand the contents of the above in mendment referred to above.	dentified specification,
<del>-</del>	·	United States Patent and Trademark lity as defined in Title 37, Code of	
Section 365(b) of any	•	nder Title 35, United States Code,	Section 119(a)-(d) or
	application which de also identified below PCT International a	s) for patent or inventor's certificate signated at least one country other to by checking the box, any foreign application having a filing date before	, or Section 365(a) of han the United States, pplication for patent or
inventor's certificate or	application which de also identified below PCT International a med.	signated at least one country other to by, by checking the box, any foreign a	, or Section 365(a) of han the United States, pplication for patent or
inventor's certificate or on which priority is clai	application which de also identified below PCT International a med.	signated at least one country other to by, by checking the box, any foreign a	, or Section 365(a) of han the United States, pplication for patent or that of the application
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inventor's certificate or on which priority is clai Prior Foreign Application	application which de also identified below PCT International a med.	esignated at least one country other to the country other to the box, any foreign a supplication having a filing date before	priority Not Claimed

A hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

60/400,265	August 1, 2002
(Application Serial No.)	(Filing Date)
60/412,155	Sept. 19, 2002
(Application Serial No.)	(Filing Date)
60/429,252	Nov. 26, 2002
(Application Serial No.)	(Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (list name and registration number)

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Sixth inventor's signature	
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Residence Saratoga, California Citizenship	